



**VIRGINIA FREEDOM OF INFORMATION ADVISORY COUNCIL**  
COMMONWEALTH OF VIRGINIA

Delegate James M. LeMunyon, Chair  
Senator Richard H. Stuart, Vice-Chair  
foiacouncil@dls.virginia.gov

Alan Gernhardt, Esq., Executive Director  
Jessica L. Budd, Esq., Attorney

---

Pocahontas Building ~ 900 East Main Street, 10th Floor ~ Richmond, Virginia 23219  
804-698-1810 ~ (Toll Free) 1-866-448-4100 ~ (Fax) 804-698-1899 ~ <http://foiacouncil.dls.virginia.gov>

October 4, 2017  
10:00 AM  
House Room 2, Capitol Building  
Richmond, Virginia 23219

**PROPOSED AGENDA (Annotated)**

**Electronic Meetings Subcommittee  
of the Virginia Freedom of Information Advisory Council**

- 1. Call to Order, introduction of members.**
- 2. Review of Electronic Meetings Draft (LD 18100195D).** *The 2017 Session of the General Assembly referred HB 2316 (Marshall, D.W.) to the FOIA Council for study. HB 2316 would provide that the remote locations from which additional members of the Tobacco Region Revitalization Commission participate in a Commission meeting that is conducted through electronic communication means shall not be required to be open to the public. After considering HB 2316 at its May meeting, the Council directed staff to prepare a draft that would make this change generally for all public bodies. After considering the draft at its August meeting, the Council directed the subcommittee to further study this proposal.*
- 3. Definition of "Electronic Communications."** *Under current law the term "electronic communication" is defined in § 2.2-3701 to mean "any audio or combined audio and visual communication method." This definition omits purely visual electronic communications such as electronic mail and text messages. Additionally, the current definition does not specify what is "electronic" as opposed to other communication means. Staff has prepared alternative definitions for the subcommittee's consideration.*
- 4. Public Comment.**
- 5. Discussion.**
- 6. Recommendations.**
- 7. Adjournment.**

\*\*\*\*\*

**Subcommittee Members**

**Kathleen Dooley (Chair)**  
**Marisa Porto**  
**Michael Stern**

**William D. Coleburn**  
**Cullen Seltzer**  
**Mark Vucci**

**Staff**

Alan Gernhardt, Executive Director  
Jessica L. Budd, Attorney